

SOLID WASTE DISPOSAL ACT (SWDA)

R6-8-31. Determination That There Is or Has Been A Release

1. AUTHORITY. Pursuant to Subtitle C, Section 3008(h) of the SWDA, to make determinations that there is or has been a release of hazardous waste into the environment at a facility authorized to operate under Section 3005(e) of the SWDA.
2. TO WHOM DELEGATED. The Director, Compliance Assurance and Enforcement Division.
3. LIMITATIONS. The delegatee must consult with the Assistant Administrator for Enforcement and Compliance Assurance before exercising this authority.
4. REDELEGATION AUTHORITY. This authority may be redelegated.
5. ADDITIONAL REFERENCES.
 - a. Section 3008(h) of SWDA.
 - b. See the Chapter 8 Delegations entitled:
 - (1) "Administrative Enforcement - Corrective Action Authority: Issuance Orders and Signing of Consent Agreements";
 - (2) "Administrative Enforcement - Corrective Action: Agency Representation in Hearings and Signing of Consent Agreements";
 - (3) "Administrative Enforcement - Agency Representation in Hearings and Signing of Consent Agreements";
 - (4) "Civil Judicial Enforcement Actions";
 - (5) "Criminal Enforcement Actions";
 - (6) "Settlement or Concurrence in Settlement of Civil Judicial Enforcement Actions"; and
 - (7) "Emergency TRO's".

Delegation of Authority from the
Regional Administrator